

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

Betty J. Dillahun

SUMMONS IN A CIVIL ACTION

V.  
Merck & Co., Inc.

CASE NUMBER:

'07 CIV 11136

TO: (Name and address of Defendant)

Merck & Co., Inc.  
C/O CT Corporation System  
111 Eighth Avenue  
New York, New York 10011

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

*J. Michael McMahon*  
CLERK  
*[Signature]*  
(By) DEPUTY CLERK

DEC 10 2007

DATE

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## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	December 14, 2007 @ 12:20 PM
NAME OF SERVER (PRINT) Henry Moss	TITLE	Licensed Process Server Lic. No. 0870001

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

- ☐ Returned unexecuted:

- ☒ Other (specify): Personal service on Sati Jairam, Process Specialist, representing CT Corporation System, the Registered Agent of Merck & Co., Inc. Service was executed at 111 Eighth Avenue, New York, NY.

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
		\$0.00

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on Dec. 18, 2007  
Date

Henry Moss  
Signature of Server

102 East 22nd Street, New York, NY 10010  
Address of Server